

## **Mobile Salons RD 0-4343**

**Background:** Mobile Salon is defined in statute:

155A.23 Subd 8a: Mobile Salons: A “mobile salon” is a salon that is operated in a mobile vehicle or mobile structure for exclusive use to offer personal services, as defined in subdivision 3.

### **DRAFT V3**

#### **2105.03xx MOBILE SALONS.**

**Subpart 1: Mobile Salons.** Mobile salon licenses are issued by the Board for mobile cosmetology salons, mobile esthetician salons, mobile advanced practice esthetic salons, mobile eyelash extension salons, and mobile nail technology salons. Mobile salons are subject to the following provisions :

- a. The salon must meet the requirements of this chapter, including requirements related to the facility, safety and infection control, and scope of services to be provided in salons except as otherwise provided for in this part ;
- b. the salon may not be used for any residential or recreational purpose;
- c. all services must be provided inside the interior of the vehicle; and
- d. a salon located in a mobile structure must be licensed as a mobile salon .

**Subpart 2. Mobile Salon License Application:** In addition to the provisions of 2105.0310, an applicant for a mobile salon license must provide the following information:

- A. A description of the vehicle or mobile structure to be used as the mobile salon, including photographs of the interior and exterior.
- B. The license plate number of the mobile salon.
- C. A permanent address at which correspondence from the Board may be received. A post office box is not acceptable.
- D. The address of the physical location where the mobile salon is parked when not in service.
- E. The phone number of the mobile salon’s cell phone or Voice over Internet Protocol (VoIP).

**Subpart 3. Mobile Salon Facility Requirements.** In addition to the requirements for salons in this chapter, mobile salons must meet the following requirements:

- A. The mobile salon must be equipped with a cell phone or Voice over Internet Protocol (VoIP).
- B. The mobile salon name as shown on the license must be visibly displayed and clearly legible on at least two exterior sides of each mobile salon.
- C. The mobile salon must have a self-contained, potable water supply in holding tanks with gauges indicating the levels in the tanks and reserve capabilities. The water supply tanks must be integrated into the wastewater or grey water tanks.
- D. If the potable water supply is at 10% or less of the capacity, the mobile salon must cease operation until the supply is replenished. If a mobile salon’s water supply is at more than 10% of capacity, and that amount of potable water supply is insufficient to comply with infection control requirements in this chapter, the mobile salon must cease operation.
- E. The mobile salon must have a wastewater or grey water tank capacity of 15% larger than the water supply holding tank.
- F. A mobile salon must not operate if a wastewater, black water, or grey water tank is at 90% or greater capacity.
- G. A mobile salon must have a restroom within its perimeter which includes a hand sink with potable water, soap, single use towels and a self-contained, recirculating, flush chemical toilet with holding tank or a composting toilet properly maintained.

- H. Wastewater must be discharged into a sanitary sewage system. Dumping wastewater in a storm sewer or on the ground is prohibited. In disposing of sewage and waste water, each mobile salon shall comply with all applicable federal, state, and local environmental and sanitary regulations;
- I. The motor vehicle engine must be turned off when services are offered.
- J. If power to supply heating, air condition and other equipment is supplied by a generator, it must be properly vented outside, and all doors and windows must be closed when the generator is operating to avoid exhaust entering the mobile salon. The generator must meet applicable municipal noise ordinances ;
- K. Any heater used by a mobile salon which is powered by gas or kerosene must be a sealed, combustible unit and must be vented outside.
- L. All electrical wiring in a mobile salon must be wired in accordance with city, county, state and national fire codes.
- M. The mobile salon must have a working carbon monoxide detector with battery or a battery backup at all times; and
- N. The mobile salon must have a ventilation system meeting OSHA requirements.
- O. Portable sinks are not acceptable.

**Subpart 2. Safety and infection control requirements.** In addition to the safety and infection control requirements for salons in this chapter, mobile salons must comply with the following requirements:

- A. Services may not be provided unless the mobile salon is stationary, securely parked, stable and leveled. Jacks must be used when indicated by the manufacturer of the vehicle or structure's instructions;
- B. Carpeting is permitted only within the driving or cab area; and
- C. All hazardous substances in the mobile salon must be stored in secured cabinets.

**Subpart 3. Location and times of operation.** The mobile salon must report weekly itineraries when requested by the board.

**Subpart 5. Compliance with municipal restrictions.** The mobile salon must comply with all city, township, county, state and other municipal requirements regarding wastewater disposal, noise ordinances, signage ordinances, parking ordinances, commercial or business requirements, traffic and parking ordinances, time and place of operation of the mobile salon, and all other applicable municipal requirements.

**Subpart 6. Penalties for violating municipal laws.** The Board may apply the disciplinary provisions of Minnesota Statutes, section 155A.33. when a municipality has determined that a licensed mobile salon has repeatedly violated municipal restrictions on time and place of operation of a mobile salon and when any municipal appeal process has been completed or exhausted.

Allegations that a mobile salon has violated a municipal law, in the absence of a final municipal determination, must not be investigated by the Board, but must be referred to the municipal authority.

2105.0410 Subp. 2 (7) A special event permit holder must not use the permit to provide regulated services in a mobile vehicle or mobile structure which is owned or operated by the permit holder or a board licensee unless the mobile vehicle or mobile structure is licensed as a mobile salon under part 2105.xxxx